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SEP 29 2008

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY MR. [Signature] DEPUTY CLERK  
UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

FILED

SEP 29 2008

CLERK, U.S. DISTRICT COURT  
WESTERN DISTRICT OF TEXAS  
BY MR. [Signature] DEPUTY CLERK

Janice Holcomb

-vs-

Case No.: A-08-CA-681-LY

Randall Berryhill, et al.

**MOTION FOR ADMISSION *PRO HAC VICE***

TO THE HONORABLE JUDGE OF SAID COURT:

Comes now Ty Clevenger, applicant herein, and moves this Court to grant admission to the United States District Court for the Western District of Texas *pro hac vice* to represent Janice Holcomb in this case, and would respectfully show the Court as follows:

1. Applicant is an attorney and a member of the law firm (or practices under the name of)

Youngkin & Associates (of counsel),

with offices at

Mailing address: 1716 Briarcrest Drive, Suite 206

City, State, Zip Code: Bryan, Texas 77802

Telephone: 979-260-7030

Facsimile: 979-530-9523

2. Since May 3, 2002, Applicant has been and presently is a member of and in good standing with the Bar of the State of Texas. Applicant's bar license number is 24034380.

3. Applicant has been admitted to practice before the following courts:

Court:	Admission date:
<u>California Supreme Court</u>	<u>1/2002</u>
<u>U.S. Court of Appeals, 8th Cir.</u>	<u>1/2002</u>
<u>U.S. District Court, E.D. Tex.</u>	<u>6/2002</u>
<u>See attachment</u>	

4. Applicant is presently a member in good standing of the bars of the courts listed above, except as provided below (list any court named in the preceding paragraph before which Applicant is no longer admitted to practice):

See attachment.

5. Applicant has never been subject to grievance proceedings or involuntary removal proceedings while a member of the bar of any state or federal court, except as provided below:

See attachment.

6. Applicant has not been charged, arrested, or convicted of a criminal offense or offenses, except as provided below (omit minor traffic offenses):

N/A

7. Applicant has read and is familiar with the Local Rules of the Western District of Texas and will comply with the standards of practice set out therein.

8. Select one:

- ☒ Applicant has on file an application for admission to practice before the United States District Court for the Western District of Texas.

- ☒ Applicant has co-counsel in this case who is admitted to practice before the United States District Court for the Western District of Texas.

Co-counsel: **Jeffrey M. Burns**

**Mailing address: 1716 Briarcrest Drive, Suite 206**

City, State, Zip Code: **Bryan, Texas 77802**

Telephone: **979-260-7030**

9. Should the Court grant applicant's motion, Applicant shall tender the amount of \$25.00 *pro hac vice* fee in compliance with Local Court Rule AT-1(f)(1) [checks made payable to: **Clerk, U.S. District Court**].

Wherefore, Applicant prays that this Court enter an order permitting the admission of

Ty Clevenger to the Western District of Texas *pro hac vice* for  
this case only.

Respectfully submitted,

## Ty Clevenger

[printed name of Applicant]


[signature] of Applicant

CERTIFICATE OF SERVICE

I hereby certify that I have served a true and correct copy of this motion upon each attorney of record and the original upon the Clerk of Court on this the 26<sup>th</sup> day of September, 2008.

**Ty Clevenger**

\_\_\_\_\_  
[printed name of Applicant]

  
\_\_\_\_\_  
[signature of Applicant]

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
AUSTIN DIVISION

Janice Holcomb

-vs-

Case No. A-08-CA-681-LY

Randall Berryhill, et al.

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**ORDER**

BE IT REMEMBERED on this the \_\_\_\_\_ day of \_\_\_\_\_, there was presented to the Court the Motion for Admission *Pro Hac Vice* filed by Ty Clevenger, counsel for Janice Holcomb, and the Court, having reviewed the motion, enters the following order:

IT IS ORDERED that the Motion for Admission *Pro Hac Vice* is GRANTED, and Ty Clevenger may appear on behalf of Janice Holcomb in the above case.

IT IS FURTHER ORDERED that Ty Clevenger, if he/she has not already done so, shall immediately tender the amount of \$25.00, made payable to: **Clerk, U.S. District Court**, in compliance with Local Court Rule AT-1(f)(1).

SIGNED this the \_\_\_\_\_ day of \_\_\_\_\_.

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UNITED STATES DISTRICT JUDGE

Application for Admission to the Bar of the  
U.S. District Court for the Western District of Texas

ATTACHMENT:

Question 3 (continued):

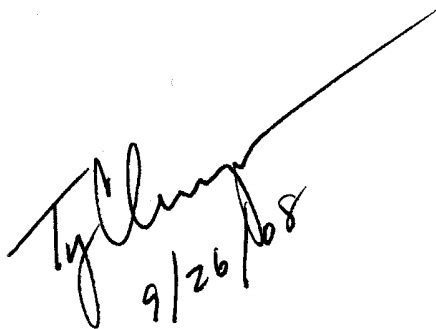
<u>Court</u>	<u>Year Admitted</u>
W.D. Tenn.	2003
U.S. Court of Appeals, 10 <sup>th</sup> Cir.	2007
N.D. Cal.	2007

Question 4:

I am an inactive member of the California Bar, and my membership has expired in W.D. Tenn. and the 8<sup>th</sup> Circuit.

Question 5:

In 2005, an acquaintance who was serving as an expert witness in a case in Little Rock, Arkansas contacted me about possible misconduct by an attorney. I reported the alleged misconduct to the Arkansas disciplinary committee and the trial judge, Timothy Fox of the 6<sup>th</sup> Judicial Circuit of Arkansas. I was neither an attorney nor a party in the case, but Judge Fox referred me to the Arkansas disciplinary committee for allegedly making an improper *ex parte* contact. The committee chairman dismissed the charge without a hearing.

  
9/26/08